UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TENNESSEE AT CHATTANOOGA

SHIRLEY ELLIOTT,)
Plaintiff,)))
v.) Civil Action No. 1:10-CV-205
LIFE OF THE SOUTH INSURANCE COMPANY and LOTSOLUTION, INC., a Fortegra Company,))))
Defendants.)

STIPULATION OF DISMISSAL – RULE 41, FRCP

It is hereby stipulated by all parties hereto who have appeared in this action that all issues between the parties have been compromised and settled privately; that this action is not subject to the provisions of Rules 23(e) or 66, FRCP, or of any statute of the United States; and that this action is dismissed with prejudice pursuant to Rule 41(a)(1)(ii), FRCP.

Each party shall bear its own costs.

Respectfully submitted,

s/ Robert W. Sauser Robert W. Sauser, BPR No. 006217 Attorney for Plaintiff 633 Chestnut Street #1800 Chattanooga, TN 37450-1801 (423) 535-9387

s/ Christopher D. Heagerty Christopher D. Heagerty, BPR #016728 Attorney for Defendants Hodges, Doughty & Carson, PLLC P.O. Box 869 Knoxville, TN 37901-0869 (865) 292-2307